



# City of Seattle

Seattle Police Department

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December 19, 2011

MuckRock News  
Attn: Phil Mocek  
Dept. MR 849  
PO Box 55819  
Boston, MA 02205-5819

RE: Public Disclosure Request: SPD Incident Reports re: Westlake Park (10/5/11)  
PDR #11-3464

Dear Mr. Mocek,

This letter is in response to your public disclosure request dated and received on October 6, 2011 and November 5, 2011 for SPD General Offense reports for incidents at Westlake Park on October 5, 2011. Enclosed please find a copy of the reports you requested.

You may file a written appeal with the Chief of Police within ten (10) business days from the date of this letter. Please include your name and address and a copy of this letter together with a brief statement identifying the basis of the appeal. Please mail or deliver your appeal to:

Chief of Police  
Seattle Police Department  
PO Box 34986  
Seattle, WA 98124-4986

This concludes the Seattle Police Department's response to your request.

If you have any questions, please contact the Public Disclosure Desk at 206-684-5481.

Sincerely,

John Diaz  
Chief of Police

Elizabeth Mash  
Administrative Specialist III  
Public Request Unit



Seattle Police Department, 610 Fifth Avenue, PO Box 34986, Seattle, WA 98124-4986

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## Investigative Records Exemption Log

☐ Active investigation

This case is under active investigation non-disclosure is essential to effective law enforcement. (RCW 42.56.240(1).) Explanation: The contents of an active investigation are categorically exempt in their entirety. See *Newman v. King County*, 133 Wn.2d 565, 947 P.2d 712 (1997) and *Cowles Publishing Co. v. Spokane Police Department*, 139 Wn.2d 472 987 P.2d 620 (1999).

## Other Exemptions:

- ☐ 1. **Investigative Information:** Record includes information non-disclosure of which is essential to effective law enforcement. (RCW 42.56.240(1) as defined by RCW 42.56.050. Explanation: Disclosure would jeopardize a criminal investigation/prosecution.

**Redactions:** Applicable page(s)<sup>1</sup>: \_\_\_\_\_ or Throughout<sup>2</sup>: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ 2. **Intelligence Information:** Specific intelligence information which is essential to effective law enforcement is not disclosable. RCW 42.56.240(1). and/or RCW 43.43.856. Explanation: Disclosure would reveal law enforcement techniques, capabilities, limitations, and the extent of law enforcement knowledge which would jeopardize investigations/prosecutions and/or assist individuals in criminal activity.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ 3. **Requested Nondisclosure:** Complainant, victim or witness requested the information not be disclosed. (RCW 42.56.240(2)). Explanation: The complainant's, victim's, or witness's indication at the time of the complaint controls the determination whether to disclose.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

<sup>1</sup> The title, author, recipient, and date of the particular records, as applicable, from which the information has been redacted are apparent on their face.

<sup>2</sup> "Throughout" indicates that the information has been redacted in multiple places. The title, author, recipient, and date of the particular records, as applicable, are apparent on their face.

- ☐ 4. **Complainant/Victim/Witness Identities:** Disclosure of the information would endanger a person's life, physical safety, or property. (RCW 42.56.240(2)).  
Explanation: Disclosure of the information would cause the requisite endangerment.  
**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☒ 5. **Privacy:** Record includes information the non-disclosure of which is essential for the protection of any person's right to privacy. (RCW 42.56.240(1) as defined by RCW 42.56.050). Explanation: Disclosure of the information would be highly offensive to a reasonable person and is of no legitimate interest to the public.  
**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: X (11-327014 and 11-327134)

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ 6. **Social Security Numbers:** Record contains Social Security Numbers. Social Security Numbers of agency employees, volunteers, and their dependents are specifically exempt. (RCW 42.56.250(3)). Social Security Numbers of all individuals are also exempt under Federal law. (26 U.S.C. § 6103, an other statute under RCW 42.56.070) Statutorily prohibit: Disclosure of SSN's is prohibited by Federal statute and SSN's could be used for identity theft, fraud or other criminal activity.<sup>3</sup>  
**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☒ 7. **Juvenile Records:** Record contains information on a juvenile, which is confidential, and may not be released to the public except by court order or written consent under provisions of RCW 13.50.050 (records relating to commission of juvenile offenses) and RCW 13.50.100(3) and/or RCW 13.50.100(4)(a) and (b) (records not relating to commission of juvenile offenses.) Explanation: Agencies are prohibited from disclosing information related to juveniles without a court order or written consent because disclosure is statutorily prohibited and would violate the subject's right to privacy.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: X (11-327134)

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

<sup>3</sup> If a statute classifies information as "confidential" or otherwise prohibits disclosure, an agency has no discretion to release a record or the confidential portion of it. (See 1986 Washington Attorney General's Opinion No. 7).



- ☐8. **Child Victim Sex Crime:** Records contain information revealing the identity of child victims of sexual assault who are under age eighteen. Identifying information means the child victim's name, address, location, photograph, and in cases in which the child victim is a relative or stepchild of the alleged perpetrator, identification of the relationship between the child and the alleged perpetrator. (RCW 10.97.130 and RCW 42.56.240(5)). Explanation: Disclosure would violate the child victim's right to privacy. **Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐9. **Nonconviction Data:** Records contain nonconviction data. Dissemination of nonconviction data is restricted by the Criminal Records Privacy Act, RCW 10.97.080. Nonconviction records may be looked at by individuals, but copies may not be released. (*Hudgens v. Renton*, 49 Wn. App. 842, 746 P.2d 320 (1988)). The Criminal Records Privacy act protects the privacy of individuals who are the subject of police investigations that do not lead to convictions. **Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐10. **Jail Records/Booking Photos:** The records contain booking photos and other jail records. RCW 70.48.100 prohibits the disclosure of the records of a person confined in jail. Explanation: Disclosure of information is statutorily prohibited. **Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐11. **DOL Records:** Records contain information that was received from the State Department of Licensing, disclosure of which is restricted or prohibited. Disclosure of an individual vehicle owner's name and address, driver's license number and VIN to third parties is restricted under RCW 46.12.380 and 18 USC § 2721. RCW 46.52.130 prohibits release to third parties of abstract and certified copies of driving records. Driver's license photographs and medical or disability information is "highly restricted personal information" and may not be released to third parties under 18 USC § 2721. Explanation: Disclosure of information is statutorily restricted/prohibited and would violate the subject's right to privacy. The information could be used identity theft, fraud or other criminal activity. **Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **12. Medical Information:** Record contains medical information exempt from disclosure to third parties without the patient's written authorization, a court order, or in connection with certain discovery requests. (RCW 70.02.020(1) and in some instances RCW 71.05 may also apply, both are "other statutes" under RCW 42.56.070(1) (mental health records). Explanation: Disclosure of information is statutorily prohibited and would violate the subject's right to privacy.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **13. Toxicology/Field Sobriety Tests:** Results of toxicology and field sobriety tests submitted to at the request of a police officer are protected. RCW 46.61.506(5) and (7) and/or RCW 70.02.020. Explanation: Disclosure of information is statutorily prohibited and would violate the subject's right to privacy.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **14. In-Car Video:** Pursuant to RCW 9.73.090(1)(c), no sound or video recording may be duplicated and made available to the public until final disposition of any litigation which arises from the incidents that were recorded. The subject of the video or his or her attorney may receive a copy of the video prior to final disposition of related litigation. Explanation: Disclosure of information is statutorily prohibited and would violate the subject's right to privacy.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **15. In-Custody Interrogation/Statement Recordings:** Pursuant to RCW 9.73.090(b)(iv), video and/or sound recordings of arrested persons by police officers responsible for making arrests or holding persons in custody before their first appearance in court may only be released for valid police or court activities.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

☐ **16. Computer/Telecom Passwords/Security/Internal-Use Only Phone Numbers:**

Information regarding the infrastructure and security of computer and telecommunications networks, consisting of security passwords, security access codes and programs, access codes for secure software applications, security and service recovery plans, security risk assessments, and security test results are exempt from disclosure pursuant to RCW 42.56.420(4). Explanation: Unauthorized access to the information could disrupt police operations, negatively affect police investigations, endanger citizens/law enforcement personnel, result in theft, fraud or other criminal activity, and expose law enforcement personnel to harassment.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

☐ **17. Public Institution/Health Agency/Welfare:** Personal information in any files maintained for patients or clients of public institutions or public health agencies, or welfare recipients is exempt under RCW 42.56.230 (1). Information is confidential and disclosure of the information would be highly offensive to a reasonable person, and is not of legitimate concern to the public.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

☐ **18. Financial Information:** The record contains credit card numbers, debit card numbers, electronic check numbers, card expiration dates, or bank or other financial account numbers. RCW 42.56.230(4). Explanation: Disclosure of this information could violate an individual's right to privacy, and could be used for identity theft, fraud or other criminal activity.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

☐ **19. Weapons Information:** Concealed weapon information obtained from the state is exempt under RCW 42.56.240(4) and RCW 9.41.129. Explanation: Dissemination is statutorily prohibited.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **20. WACIC Information:** Washington Crime Information Center (WACIC) is a centralized state computerized index of criminal justice information (i.e., criminal record history information, fugitives, stolen properties, missing persons) associated with the National Crime Information Center (NCIC) available to Federal, state, and local law enforcement and other criminal justice agencies for law enforcement purposes. Information obtained from WACIC/NCIC is exempt from disclosure under RCW 42.56.070 and RCW 43.43.710. Explanation: Dissemination is statutorily prohibited.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **21. BATF Information:** 18 U.S.C. § 923(g)(3)(B) states that BATF Firearms Trace Summaries may only be released to law enforcement agencies or prosecutors in connection with a criminal investigation. Explanation: Dissemination is statutorily restricted.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **22. Serial Numbers of Property:** Serial numbers of property that can be used to trace back and identify the owner are exempt under RCW 42.56.240(1). Explanation: These are exempt to protect the owner's right to privacy and for purposes of effective law enforcement by preventing theft.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **23. Driver/Passenger Required Accident Reports:** Reports required by officers to be prepared by drivers or passengers of vehicles involved in accidents are confidential under RCW 46.52.080. Limited disclosure may be made to persons who may have a proper interest therein—driver(s), parents/guardians of minor drivers, owners of vehicles or property damaged, or other authorized representatives, attorneys, or insurers of such interested parties. Explanation: Disclosure is statutorily restricted.

**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **24. Autopsy/Postmortem Records:** Records contain reports and records of autopsies and postmortems, which are confidential under RCW 68.50.105 and RCW 11.02.005 and may only be released to personal representative of the decedent, family members, the attending physician or advanced registered nurse practitioner, the prosecuting attorney or law enforcement agencies having jurisdiction, public health officials, or to the department of labor and industries in cases in which it has an interest under relevant statute. Explanation: Disclosure is statutorily restricted. Disclosure could also violate the decedent's family's right to privacy and result in pain and suffering to the family.  
**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **25. Terrorism:** The record contains information assembled, prepared, or maintained to prevent, mitigate, or respond to criminal terrorist acts. RCW 42.56.420(1). Explanation: Disclosure of the information would expose specific vulnerabilities, response plans, and/or endanger citizens/law enforcement personnel.  
**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **26. Valuable Research:** Records contain valuable formulae, designs, drawings, computer source code or object code, and research data obtained by any agency within five years of the request for disclosure when disclosure would produce private gain and public loss are exempt under RCW 42.56.270(1). Explanation: Release of the information would result in private gain and public loss.  
**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ **27. Past retention:** The requested records meet the statutory definition of public records, and as such, they are required to be maintained and disposed of in accordance with the provisions of 40.14 RCW. The records were destroyed prior to receipt of your request pursuant to the Secretary of State approved Record Retention Schedule, RCW 40.14.060. Explanation: Agencies may destroy records in compliance with appropriate records retention requirements. See, *BIAW v. McCarthy*, 152 Wn. App. 720, 218 P. 3d 196 (2009); see also, *Daines v. Spokane Co.*, 111 Wn. App. 342, 44 P.3d 909 (2002) (holding that there is no private right of action under RCW 40.14).



- ☐ 28. **Attorney Work Product:** Records contain work product, which is exempt from disclosure under RCW 42.56.290. Explanation: would reveal attorney's mental impressions and thought processes and unfairly disadvantage City in litigation.  
**Redactions:** Applicable page(s): \_\_\_\_\_ or Throughout: \_\_\_\_\_

**Withheld:**

Record: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

- ☐ 29. **Other:** Record: \_\_\_\_\_  
Statutory Exemption: \_\_\_\_\_

Explanation: \_\_\_\_\_

Page(s): \_\_\_\_\_

You may file a written appeal with the Chief of Police within ten (10) business days from the date of receipt. Please include your name and address, a copy of the redacted document and a copy of this letter together with a brief statement identifying the basis of the appeal. Please mail or deliver your appeal to:

Chief of Police  
610 Fifth Avenue  
P.O. Box 34986  
Seattle, WA 98124-4986

Response to Public Disclosure Request prepared by:

Elizabeth Mash  
Administrative Specialist III  
Public Request Unit

Phone: 206-684-5481



**SEATTLE POLICE DEPARTMENT**  
**GENERAL OCCURRENCE HARDCOPY**  
**PUBLIC DISCLOSURE RELEASE COPY**

GO# 2011-327014 NOT ASSIGNED

X-40 MENTAL

This copy was prepared by the Seattle Police Department and may not be revealed to any other individual and/or agencies or used for any other purpose than stated without the consent of the Seattle Police Department.



# SEATTLE POLICE DEPARTMENT

## GENERAL OCCURRENCE HARDCOPY

### PUBLIC DISCLOSURE RELEASE COPY

GO# 2011-327014 NOT ASSIGNED

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**SEATTLE POLICE DEPARTMENT**  
**GENERAL OCCURRENCE HARDCOPY**  
**PUBLIC DISCLOSURE RELEASE COPY**

GO# 2011-327014 NOT ASSIGNED

X-40 MENTAL

**General Offense Information**

Operational status: **NOT ASSIGNED**  
Reported on: **Oct-05-2011 (Wed.) 1159**  
Occurred on: **Oct-05-2011 (Wed.) 1101**  
Approved on: **Oct-05-2011 (Wed.) by: 5106 - SCOTT, JAMES P\_JR**  
Report submitted by: **6117 - BROTHERS, TODD A**  
Org unit: **WEST PCT 2ND W - RELIEF SGTS**  
Address: **401 PINE ST**  
Municipality: **SEATTLE**  
District: **K** Beat: **K1** Grid: **2292**  
Bias: **NONE (no bias)**  
Gang involvement: **NO GANG INVOLVEMENT**  
Family violence: **NO**

**Offenses (Completed/Attempted)**

Offense: # **1 X-40 MENTAL - COMPLETED**  
Location: **FIELD/WOODS/PARK**  
Offender suspected of using: **NOT APPLICABLE**

**Related Event(s)**

CP 2011-327014



# SEATTLE POLICE DEPARTMENT

## GENERAL OCCURRENCE HARDCOPY

### PUBLIC DISCLOSURE RELEASE COPY

GO# 2011-327014 NOT ASSIGNED

X-40 MENTAL

## Related Text Page(s)

Document: **NARRATIVE**

Author: **6117 - BROTHERS, TODD A**

Subject: **MENTAL AT WESTLAKE**

Related date/time: **Oct-05-2011 (Wed.) 1210**

The incident was not captured on in-car audio or video.

The incident was screened by Sgt. Grennon.

The suspect, [REDACTED]. [REDACTED]-1988, was committed to Harborview medical center for a mental evaluation for the public's safety and his own.

On the listed date and time I was working a marked SPD walking beat with Officer Chase. We were flagged down by two AMR drivers who appeared to be dealing with a subject who was behaving erratically. When we drew close enough to see the subject we recognized him from 10-4-2011 as a person who had exhibited signs of mental illness. He was standing on the back of the ambulance talking to himself.

The AMR drivers informed us that they had been called by W/[REDACTED] to assist in getting the subject help at the hospital. I then met with W/[REDACTED] who stated that the subject had been behaving oddly since he got hit by a car. The subject came up directly opposite me and hit himself in the head with his fists several times and stated that he did not feel pain. I asked him if he would like to go to the hospital and he continued to punch himself. He then agreed to get on the gurney and go to the hospital. At one point he even sat on the gurney, but then got up and walked away. The subject walked west from the ambulance in the middle of the park and then north, next to a city truck with several wooden stakes in the back. The subject then picked up a pointed wooden stake from the truck. At this point I went over and grabbed the subject from behind and Officer Chase assisted me in dragging him on to the AMR gurney. Several protesters and the media were in the area and some of the incident was recorded on cameras and/or cell phones. Some of the protesters surrounded us as we placed the subject on to the gurney and yelled anti-police statements at us as we strapped him down. After the subject was strapped down he was transported to Harborview medical center. Officer Chase and myself had seen the subject on the previous day acting strangely. At one time Officer Chase even saw him eating another person's vomit off a public sidewalk.



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GO# 2011-327014 NOT ASSIGNED

X-40 MENTAL

At Harborview medical center the suspect was identified and turned over the mental health specialists.

I hereby declare (certify) under penalty of perjury under the laws of the State of Washington that this report is true and correct to the best of my knowledge and belief (RCW 9A.72.085)

Electronically signed:

BROTHERS, TODD A

Date: Oct-05-2011

Place: Seattle, WA



**SEATTLE POLICE DEPARTMENT**  
**GENERAL OCCURRENCE HARDCOPY**  
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GO# 2011-327014 NOT ASSIGNED

X-40 MENTAL

\*\*\* END OF HARDCOPY \*\*\*



# SEATTLE POLICE DEPARTMENT

## GENERAL OCCURRENCE HARDCOPY

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GO# 2011-327134 REFERRED -CITY ATTN  
LAW DEPT BY FOLLOW-UP UNIT

X-21 DISTURBANCE-OTH

This copy was prepared by the Seattle Police Department and may not be revealed to any other individual and/or agencies or used for any other purpose than stated without the consent of the Seattle Police Department.



**SEATTLE POLICE DEPARTMENT**

**GENERAL OCCURRENCE HARDCOPY**

**PUBLIC DISCLOSURE RELEASE COPY**

**GO# 2011-327134 REFERRED -CITY ATTNY  
LAW DEPT BY FOLLOW-UP UNIT**

**X-21 DISTURBANCE-OTH**





**SEATTLE POLICE DEPARTMENT**  
**GENERAL OCCURRENCE HARDCOPY**  
**PUBLIC DISCLOSURE RELEASE COPY**

GO# 2011-327134 REFERRED -CITY ATTNY  
LAW DEPT BY FOLLOW-UP UNIT

X-21 DISTURBANCE-OTH

**General Offense Information**

Operational status: **REFERRED -CITY ATTNY LAW DEPT BY FOLLOW-UP UNIT**

Reported on: **Oct-05-2011 (Wed.) 1826**

Occurred on: **Oct-05-2011 (Wed.) 1311**

Approved on: **Oct-05-2011 (Wed.) by: 5753 - GRENON, BRYAN J**

Report submitted by: **7412 - EASTMAN, MICHAEL A**

Org unit: **WEST PCT 2ND W - RELIEF SGTS**

Accompanied by: **7443 - PINKERTON, JEREMY C**

Address: **401 PINE ST**

Place: **WESTLAKE PARK**

Municipality: **SEATTLE**

District: **K** Beat: **K1** Grid: **2292**

Felony/Misdemeanor: **MISDEMEANOR**

Bias: **NONE (no bias)**

Gang involvement: **NO GANG INVOLVEMENT**

Family violence: **NO**

**Offenses (Completed/Attempted)**

Offense: # **1** X-21 DISTURBANCE-OTH - COMPLETED

Location: **FIELD/WOODS/PARK**

Offender suspected of using: **NOT APPLICABLE**

**Related Event(s)**

AB	2011-208031996
AB	2011-201488711
AB	2011-201488737
AB	2011-208031961
AB	2011-208031953
AB	2011-201488753
AB	2011-208031988
AB	2011-208032003
AB	2011-201488770
AB	2011-214571030
AB	2011-214577313



# SEATTLE POLICE DEPARTMENT

## GENERAL OCCURRENCE HARDCOPY

### PUBLIC DISCLOSURE RELEASE COPY

GO# 2011-327134 REFERRED -CITY ATTN  
LAW DEPT BY FOLLOW-UP UNIT

X-21 DISTURBANCE-OTH

## Related Text Page(s)

Document: NARRATIVE

Author: 7412 - EASTMAN, MICHAEL A

Subject: OFFICER NARRATIVE

Related date/time: Oct-05-2011 (Wed.) 1835

Each suspect was photographed and transported by a prisoner transport wagon to the West Precinct. Each suspect was either booked into KCJ or interviewed and released from the West Precinct according to the specific circumstances of their arrest. A total of 25 individuals were arrested including 2 juveniles. The 2 juveniles were released from the West Precinct to their parents.

Suspects Booked into KCJ arresting Officers in parentheses.

MAST, EDWARD A (M. GALLEGOS)

ADAMS, RYAN S (M. GALLEGOS)

VARGAS, TOMACKE (F. POBLOCKI)

COALE, CAMERON (F. POBLOCKI)

RODERICK, MICHAEL B. (F. POBLOCKI)

FORTE, CHRISTOPHER (G. DEREZES)

AXTELL, ANTHONY J. (J. TOVAR)

GARRETT, JAMES C. (D. JOHNSON)

CURRY, JONATHAN E. (D. JOHNSON)

Suspects I & R'd from West Precinct arresting Officers in parentheses.

[REDACTED] (G. DEREZES)

[REDACTED] (M. GALLEGOS)

[REDACTED] (F. POBLOCKI)

[REDACTED] (G. DEREZES)

[REDACTED] (J. TOVAR)

[REDACTED] (G. DEREZES)

[REDACTED] (B. HOPE)

[REDACTED] (S. FRY)

[REDACTED] (F. POBLOCKI)

[REDACTED] (S. FRY)

[REDACTED] (F. POBLOCKI)

[REDACTED] (S. FRY)

[REDACTED] (J. TOVAR)

[REDACTED] (M. GALLEGOS)

Juvenile suspects released to their parents arresting Officers in parentheses.

[REDACTED] (B. HOPE)





# SEATTLE POLICE DEPARTMENT

## GENERAL OCCURRENCE HARDCOPY

### PUBLIC DISCLOSURE RELEASE COPY

GO# 2011-327134 REFERRED -CITY ATTN  
LAW DEPT BY FOLLOW-UP UNIT

X-21 DISTURBANCE-OTH

(D. JOHNSON)

On 10/5/11 at 1311hrs I was working 2M53 uniform patrol in the City of Seattle. I was working as part of a task force assigned to a protest at Westlake Park 401 Pine St. The Officers in the task force were assigned to assist the Seattle Parks Department with enforcing the removal of tents on City of Seattle (SDOT, Parks Department) property.

Officers stood by at the edge of the park while Seattle Park Ranger Supervisor Brock Milliem contacted the owner of each tent and gave them a lawful order to pick up and remove their tents from the property. Those that chose to pick up their tents were allowed a reasonable length of time to do so. After those people left Officers entered the park with Seattle Park Rangers and other Parks employees. Officers were on hand to assist the Parks employees with contacting anyone who prevented the removal of the tents.

Sgt. Grenon spoke with each individual at the tents. These were suspects either remaining in tents or standing/sitting immediately outside of the tents preventing Parks employees from removing the tents. Sgt. Grenon told those remaining individuals that they had an opportunity to walk away and allow the Parks employees to remove the tents or be subject to arrest under SMC 12A.16.010 obstruction. The remaining people either answered that they wanted to be arrested or did not elect to walk away. All suspects were arrested for their inaction; remaining in or in front of the tents. Officers formed a perimeter for safety while an arrest team worked inside contacting the suspects. Some suspects were cooperative and did not resist Officers in any way. There were also suspects who resisted passively by going limp necessitating that they be carried by Officers to the transport van. Still others actively resisted Officers by refusing to move, resisting being handcuffed and/or pushing Officers to try and make their arrest more difficult.

During this time the crowd was surrounding Officers. They varied their behavior from pressing in to take pictures to groups locking arms and pushing hard against the Officers on perimeter. Those members of the crowd were clearly trying to break the line. There were other factors making the environment unsafe for arresting Officers. Several firecrackers were set off while arrests were being made. One person in the crowd opened what appeared to be a water bottle and sprayed water over the perimeter Officers also dousing several people in the crowd. The scene was very loud with protesters chanting, shouting and directly yelling in Officer's ears. Some chants were clearly part of the stated protest cause. Other chants were



# SEATTLE POLICE DEPARTMENT

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specifically anti-Police "all cops are bastards A C A B". The chants turned to an anti-Police slant while people in the crowd were attempting to disrupt the perimeter Officers.

After all of the tents were removed Officers withdrew from the Park. Parks employees continued to perform a cleaning of the park pressure washing and picking up trash.

Sgt Grenon screened all arrests.

I hereby declare (certify) under penalty of perjury under the laws of the State of Washington that this report is true and correct to the best of my knowledge and belief (RCW 9A.72.085)

Electronically signed:

EASTMAN, MICHAEL A

Date: Oct-05-2011

Place: Seattle, WA



**SEATTLE POLICE DEPARTMENT**

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